

fresh ads, and display ad shows that the town is prospering and thriving. It never fails.

papers of the large cities right if you want them, but our own home paper that addresses your churches, your societies, sympathizes with your affliction and rejoices in your prosperity. It is the local paper that mentions a thousand and one items you are interested during and do not find in papers of cities.

Resolutions of Sympathy.

The following resolutions were passed at the session and conference of the Huntersville Presbyterian Church.

Whereas it has pleased Almighty God to take from our midst Dr. S. P. Patterson an able and efficient ruling elder of the Huntersville Presbyterian Church, a Christian gentleman, a man of a pure conscience of duty to all, a servant of the Lord, an Israelite indeed in whom there is no guile."

It is resolved that the church express its sympathy in the death of a good and wise ruler, an honest and consistent counselor, the community physician and friend of the church, and that his influence be always remembered. He has always shown us how to follow the Lord in all things, serving God and

loss has been great, but we trust to the Divine will, and His will, not mine be

will be greatly reduced before very long.—Four-Track News.

Justice's Court.

The following is a list of judgments rendered in Justice, Uriah Bird's court on last Saturday:

Cleveland Salt Co. vs. S. J. Payne, judgment for plaintiff for \$43.79 and costs.

J. A. Hoover vs. H. W. McHenry, judgment for \$2.10 and costs, for plaintiff.

Brasley Crouch & Co. vs. S. J. Payne, judgment for \$272.83 and costs for plaintiff.

D. A. McNeil & Son vs. Wm. M. Atkinson, judgment for \$66.78 and costs, for plaintiff.

Rouse, Hempstone & Co. vs. Dickinson & Moore, judgment for \$173.33 and costs, for plaintiff.

Ottenheimer & Elliot, judgment for \$34.00 and costs, for plaintiff.

Kennison & Smith, vs. Jas. Jordan, judgment for plaintiff, for \$5.00 and costs.

L. M. McClintic for the benefit of Armour & Co. vs. Dickinson & Moore, judgment for plaintiff for \$27.97 and costs.

Stonburg, Carlston Mfg. Co. vs. S. J. Payne, judgment for plaintiff for \$33.78.

L. J. Moore vs Jarrett Jackson, judgment for plaintiff for \$3.20 and costs.

U. S. Rucker Atty. went to Dunmore yesterday to try a case before Squire Hudson, pending between T. M. Gum plaintiff and Wm. Geiger defendant, involving the wages of said Gum for carrying the U. S. mails. The case was

Commissioner's
Pursuant to a decree of the
Pocahontas County, West Virginia
January term, 1907, in the case of
M. Oliver, trustee vs. H. C. Lumadue,
undersigned special commissioner
March 2nd, 1907, at his office
Marlinton, Pocahontas County
proposed to take, state and re-
following matters of account.
First, the debts due and owing
C. Lumadue with their amount.
Second, the property owned
which is subject to be sold in
debts.
Third, the settlement of
Price, the Special Receiver
Fourth, any other matter
required by any party to be
proper by the commissioner
W.
Com

NOTICE TO LIEN

To all persons holding li-
otherwise on the real estate
of H. C. Lumadue.
In pursuance of a decree
of Pocahontas county, ma-
pending, to subject the re-
C. Lumadue to the satisfac-
on. You are hereby re-
claims held by you and es-
said H. C. Lumadue, what
estate or any part of it, I
at my office in the County
of Marlinton, on or before
1907.

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gentleman, we understand that he
is a brother of N. S. Duffield of the
Onoto neighborhood.

Several raids have been made
lately on the money drawer at
Beard & Ashcraft's meat market,
by a gang of boys from 12 to 16
years of age and small amounts ex-
tracted therefrom. A cash register
was placed in the market a week
or so ago and it, too, was opened
one day this week by the same
gang and four five dollar bills
taken. The register was not lock-

ed and while the proprietors were
at dinner the boys entered by a

window and took the money as sta-

ted. The boys were later caught
with the money and most of it was

gotten back. The boys from

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others the purchase of Harter Bros. bridge across the Greenbrier river.

J. C. Price proved by one witness the killing of two sheep by dogs, February 28 1911, and fixed value at \$5.00 each.

Petition of W. H. Hull for extension of public road on right of way up Hills creek was filed. Road engineer directed to report on merits of road, as proposed.

Ass Barlow qualified as road superintendent in Edray District.

Road Engineer directed to order one improved road drag for use on the Edray road, in the Edray District, to cost \$20.00

H. M. Burns granted license to run hotel in town of Marlinton.

In the matter of the proposed new road to Lobelia, commissioners appointed to re-survey and ascertain the most practical route for said road, estimate the probable cost of building the road, cost of right of way, and particularly the most feasible and absolutely correct point where the road should intersect the old road. J. H. Kramer, T. C. Bruffey and George Duncan appointed to do this work, and report to the regular June term of court.

The court took up the matter of redis-

J. M. Godfrey has mysteriously disappeared from his home at Alderson and his household goods have been levied on by creditors. Mr. Godfrey was well known here and at other points along the Greenbrier, having been connected with the Lilly Lumber Co. for several years, making frequent visits to the lumber companies in this section. He has always had a good reputation for honesty and it is hoped he may yet return to settle up his affairs satisfactorily.

court, without the written application of parties. Applicants must deposit with their application the necessary fee of \$1, certifying as to the rental value of their hotels or restaurants, their proper location whether premises are leased, rented or owned by applicant.

It is further ordered that no license be issued by said clerk for tobacco, cigars and cigars, slot machines where no court order is required, except upon the written application of parties accompanied by the necessary fee of 50 cents.

All licenses issued after June 30th will be taxed with the penalties prescribed by law.

C. J. McARTY, Clerk.

The report of the appraisers of the late Senator Elkins' will entered on file at the Randolph county clerk's office places the total value of his estate at \$4,025,209.04, which is divided as follows: Money in bank at the time of death, \$117,257.64. Stock value in 54 corporations appraised at \$3,932,298.90. He had a bond appraisal in nine corporations of \$733,900. He had \$12,370 in miscellaneous investments. Bills receivable \$48,035. Home property appraised at \$24,100.

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Fatal Cutting Affray.

At the mouth of Robins Fork, on Spring creek, Greenbrier county, last Sunday night, Andy Landrum cut Winters Sharp with a razor from the effects of which the latter died about six hours afterward. The two men became involved in a quarrel and Landrum followed Sharp and his brother, Fred, some distance threatening to cut and shoot. He was armed with a razor and a Smith & Wesson revolver and when he came up to Sharp he gave him several slashes across the arm cutting an artery from which he bled to death. He also cut Fred Sharp severely about the face. Landrum lived until recently at Caldwell. He was arrested but waived examination and was committed to jail at Lewisburg by Squire Snedegar to await the action of the grand jury.

A strange coincidence is the fact that Sharps grandfather was killed in an altercation of the same nature, but in a different manner. The man killed last Sunday night was a son of Joseph Sharp, a native of Pocahontas county. Joseph was a son of James Sharp who was killed by Ma

Notice.

To the taxpayers of Pocahontas
County, West Virginia,

Notice to Contractors

The County Court of Pocahontas
County, West Virginia, will re-
ceive sealed bids June 27th, 1911,
until noon, for the construction of
a piece of road in Edray District,
beginning at the foot of Fortifica-
tion Hill and around to a point
near Sands Run, between Marlin-
ton and Campbellton. Specifica-
tions can be seen at the office of
the County Road Engineer. The
County Court reserves the right to
reject any and all bids.

GEO. W. DUNCAN,
County Road Engineer.

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Notice.

The owners of valuable dogs in Edin district are requested to put a collar on all dogs listed by the assessor and on which the taxes have been paid, such collar properly marked with the initials of the owner's name or other marks whereby the dog can be identified. All dogs on which the taxes have not been paid will be killed by order of the County Cou

W. L. ERVIN, C. P.

Bad Cutting Affray.

An altercation took place at Thornwood last Saturday night in which a man by the name of Smitley was considerably worsted.

For some time Smitley had been imposing on two Elliot brothers. Saturday night the two Elliot boys met Smitley in front of Joseph Ameen's store and he picked on the younger of the two. After a short tussel the boys got away from Smitley but he followed them. Again he met up with the brothers and got the younger down. The elder boy come to the rescue of his brother and cut four deep gashes across Smitleys leg. He also cut the clothes on his shoulder and across the breast. Friends came to the rescue and separated the men. Friends of Smitley threatened to do violence to the two Elliot boys, but they left that night after first giving Smitley what money they had and an order for their time, amounting in all to about \$200. All the parties were working at the sawmill of George

Sheriff Joe Buzzard was in Moundsville last week to get two prisoners, Bill Fitzwater and Dave Murry, who were summoned in the case of State vs. Harry Weir, a vendor of cocaine in upper Pocahontas.

N. C. McNeill was in Lewis last week and occupied

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1908, 1909, 1910.

attorney E. L. Nuckols
from Fayetteville to
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nation of the Court

our boys for chasing and killing deer in violation of the game law was a farce in the strictest sense, and did not only tend to show the unfair and ridiculous means some will resort to who have unkindly feelings for others, but also those in authority, who have had reasonable information that there were nothing in the charges, will go ahead and throw the state in a lot of cost, simply for popularity, but in this case we fear that the whole blamed shooting match has failed most miserably, and hereafter they will know they have something before they attempt to go into the details of it, and that there is a difference between fire-side and real law.

TO WHOM IT CONCERN.

Notice is hereby given that E. Swiger now serving a sentence in the West Virginia Penitentiary, will apply on or after April 10, 1912, to the Board of Parole for a recommendation to the Governor for parole.

M. L. BROWN Warden

Gladwell. Brought all to jail.
Identified gun, clothing and other
articles found upon the scene.

W. C. RATLIFF

Is 35 years old, raised in Bath,
and has been a resident of Poca-
hontas for ten years. Lives on
Marlin Mountain four miles from
Marlinton, where he had been on
the 22nd day of May. Had been
drinking all day, and was accus-
tomed to the use of strong drink
as he had weak lungs and heart.
Had met Albert Gay and asked
him to go home with him to help
him to take a calf from his wagon.
About half past six o'clock had
seen Arnold Gladwell at his house
and was asked by him if he and a
woman could stay all night. Had
replied that it made no difference
to him. Was surprised when he
found Gladwell's companion to

and was asked by him if he and a woman could stay all night. Had replied that it made no difference to him. Was surprised when he found Gladwell's companion to be Miss Ona Bird, whom he knew by sight. Had decided to bring her back to her father and have Gladwell to come along, but Gladwell got away from him and ran off. Snatched Gladwell's hat as he ran and brought it along. Treated Miss Bird with all due respect, and had no other thought than to return her safely to her father. Had eaten nothing since early morning and had been drinking all day. Was drunk and sick. Had fallen from his horse, and Miss Bird asked him to fix the blanket upon which she was riding. Had tied the horse and

had fallen from his horse, and Miss Bird asked him to fix the blanket upon which she was riding. Had tied the horse and lay down and knows nothing of what happened until aroused by Miss Bird who said there was some one coming and that they had better run. Both ran, but the girl tripped and fell. As he ran some one shot at him, and he sat down in order to escape being hit. Recognized Mr. Bird's and Yager's voices and came to give himself up. Had been in jail ever since.

On cross examination said that he had carried the gun because he had seen pistol in Gladwell's pocket, and thought perhaps he might waylay him. Was uncon-

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scious from the time he fell from his horse, until aroused by Miss Bird.

Albert Gay's statements in the main corroborated Ratliff's testimony. Denied having driven Gladwell off with a gun.

A number of witness were examined as to Ratliff's credibility.

Will Probably Resign.

There is a well defined rumor that Judge Joseph M. Sanders, president of the supreme court is to shortly resign and that he will return to his old home in Bluefield to take up the practice.

The rumor was printed in the Parkersburg Advertiser.

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a Bird, whom he
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luring the January term of court
in 1906 for the murder of Bine
Slyman, a Syrian peddler, but
granted a new trial because of
a faulty verdict brought in by
the jury, was placed on trial for
his life again this (Friday) morn-
ing. He is endeavoring to prove
an alibi and says he has several
witnesses who will testify that he
was a mile or more from the scene
of the commission of the crime
when the peddler was slaughter-
ed and his dead body robbed.

Burley Lamb, the young man
who testified at the first trial that
he shot and killed the peddler
because May stood over him with
a gun and threatened to shoot him
if he did not kill the Syrian, will
testify against the defendant.
Lamb, it will be remembered,
was sentenced to life imprison-
ment in Moundeville for his par-
ticipation in the homicide.

Attorneys Andrew Price and
N. C. McNeil represented May at
his first trial and took the case
to the Supreme Court of the
state. May, however, gathered
together several hundred dollars
and retained other counsel to de-
fend him at his second trial.
Clawson McNeil, former state
senator, is defending the prisoner
now. Mr. Price is not connected
with the defense.

Early. He was appoin-
ted lieutenant in the
and served through the
ican war, where, at
Chapultepec, he was b-
gallantry in action.
captain when the war
immediately resigned
colonel of a confederate
He was promoted to
general in 1862 and
Pickett's division.

In the famous
regiments command-
ed by General Armistead occupied
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with "Come on, boys
one hand on the
Cushing's banner wh-
ed his death wound
the same moment
himself was killed.

The sword after
to Philadelphia, wh-
ed all these years
of good feeling it
returns it.—New York

the Lappas creek bank, made his escape Wednesday morning about nine o'clock and has not yet made his presence known. By keeping the bed of the creek he managed to escape the bloodhound who was put on his trail about forty minutes after his escape. He made his escape by going into the closet just before the firing of a blast and removing his shoe and taking off his ball and chain. While the guards were watching the three blasts go off he quietly took his departure. We have later learned that the bloodhound followed the escaping prisoner up the Layden Bottom. Here he struck the road and all trace of him was lost, the hound not being able to follow him. It was learned that at this point Louk persuaded a teamster to take him on the wagon. The teamster

all members present.

Three bridges were ordered built at Cass, Sitlington and Cloverlick; steel structures with concrete piers. Penn Bridge Co. awarded contract at \$13,700.

Walnut timber on poor farm sold to J. C. Campbell for \$120.80.

Geo. Overholt allowed \$125.00 for right of way. Contractor Sheets ordered to bridge creek at Overholt's house, also Dry Creek.

Darley N. Taylor relieved from erroneous taxation.

Heirs of Jeff. Houchin allowed \$175 damages for right of way.

J. S. McNeel allowed credit for delinquent tax list.

Jailer ordered to deliver all prisoners able to work to guards employed by sheriff at 7.30 each morning, and that all prisoners be made to work 10 hours, and that guards be allowed \$3.00 per day.

Salary of assessor fixed at \$1,000; prosecuting attorney.

workmen were brought up on the charge of chasing deer with dogs. An array of witnesses for both the state and the defense were summoned. Among the witnesses for the state were R. J. Smith, R. L. Wright, O. A. Price, Fred Buchanan, C. H. Thompson and John Peters, of Ronceverte. The offense was supposed to have been committed last fall on Spice run. Not a scrap of evidence was introduced to show that the Marlinton hunters and the two Mann boys had violated the law. Two of the state's witnesses had seen them on stands but it was proved that they were whip hunting, i. e. some of the party on stands where deer would naturally come through when run out of the thick underbrush by other members of the party who were driving. Before the case had hardly started Pear-

ed 64 pounds, four weighed 4 pounds each and the others weighed from a pound to a pound and a half.

Two prisoners were landed in jail here last Friday. One was Michael Joseph, who made his escape from jail here about a year and a half ago. At that time he was in jail on the charge of breaking into the depots at Durbin and Boyer and stealing a lot of jewelry. He is a Syrian and is also charged with breaking into a store belonging to Joseph Ameen, a fellow countryman. He was caught in Randolph county. The other was Harry Slayton, charged with making an assault on W. B. Freeman at the dedication of the church on Top of Alleghany some months ago. He was caught by Lincoln Cochran and H. E. White near Durbin, †

An important suit was settled in Squire Bird's court last Saturday. Over a year ago the school house at Cloverlick was destroyed by fire. The DeRan Lumber Co. had set out fire on their land which adjoined the school yard and a heavy wind coming up the building caught fire and was totally destroyed although every effort was made to save it. Prosecuting Attorney Hill was directed by the Board of Education to bring suit for \$200. At the hearing Saturday no evidence was shown that the company showed negligence but on the contrary it was proved that they had taken every precaution to prevent the spread of fire. The case was dismissed. The amount sued for was practically a

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A case of utter depravity came

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Upon finding her he used the
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complaint but when the report
came to the ears of the prosecuting
attorney he swore out the warrant
for Painter's arrest. He was sent
to jail by Sheriff Bial.

new case and the amount sued for
was a very low estimate of its
worth.

A case of utter depravity came
to light last Saturday at the pre-
liminary hearing of Riley Painter,
a worthless cuss of the Buckeye
neighborhood who was arrested on
a warrant sworn out by Prosecut-
ing Attorney Hill charging him
with a malicious assault on Roxie
Harley, a thirteen year old child.
Painter was divorced from his
wife some years ago and took up
his residence with Lottie Harley.
About four months ago he ran

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with him. One day last week Riley returned home and found the girl away from the house. Being of a jealous disposition he went on the hunt of her with a gun. Upon finding her he used the stock of his gun as a battering ram and punched a big hole in her head. Roxie did not make any complaint but when the report came to the ears of the prosecuting attorney he swore out the warrant for Painter's arrest. He was sent to jail by Squire Bird to await the action of the grand jury. Probably more serious charges will then be placed against him.

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A conditional pardon has been issued
by Governor Glasscock on the recommen-
dation of Pardon Attorney Pierson to
Woods P. Gum, serving a three year sen-
tence in the penitentiary for malicious
wounding. It will be remembered that
Sergeant John Waugh entered Gum's res-
idence here about two years ago and ar-
rested him for being drunk. A contro-
versy arose and the Sergeant was cut
slightly on the leg. Gum was convicted
at the October term of court, 1909. The
pardon attorney was of the opinion that
Gum had been sufficiently punished.

"Motion overruled," said the court.

"I wish to make a motion for a change of venue," continued Mr. Osenton.

"I object," said Mr. Hill who was on his feet in an instant.

"Hear my motion first," asked Mr. Osenton. "I will support the motion with a petition from the defendant affidavits and exhibits."

Judge Bennett then admonished the sheriff for bringing the prisoner into court handcuffed.

Mr. Osenton read a lengthy petition from Ratliff.

In it the defendant stated that he is unmarried, thirty-five years old and a farmer of limited means. He declares he never mingled with residents of Marlinton, except a few of the poorer class. Ratliff

residents of Marlinton, except a few of the poorer class. Ratliff drew a striking contrast between Squire Bird and himself. He alluded to the fact that Squire Bird was independently wealthy and more popular than any other man in the county.

Mr. Osenton read a number of newspaper accounts, which he said were highly prejudicial to the defendant and made it impossible for Ratliff to get a fair and impartial trial.

Squire Bird, the defendant said, is a pillar of the church here and as many jurors would be selected from the congregation it would be out of the question for the petitioner to get a fair trial.

Attorney Osenton alluded to the fact that Attorneys McClintic and McNeil, being political giants had too great weight with citizens for the prisoner to overcome. Counsel for Ratliff attacked Prosecutor Hill for having made the

which was interpreted as meaning that the prisoner would be lynched.

"The petitioner can establish his innocence in a fair and impartial commonwealth and before an unprejudiced and unbiased jury," concluded Attorney Osenton.

Affidavits from Harry D. Gum, William Ratliff, brother of the prisoner, who stated that a strong feeling existed in Pocahontas county and it is the consensus of opinion that the prisoner is guilty, some merriment was caused by the statement in Ratliff's affidavit that he heard a man say, "If the jury acquits Ratliff, the mob will lynch him as well as the judge and jury."

In closing Mr. Osenton explained that the motion was not made for the purpose of delay.

Prosecuting attorney Hill then asked for time in which to pre-

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Prosecuting attorney Hill then asked for time in which to prepare his answer in which he could show that the defendant could get a fair and impartial trial in Pocahontas county. He was given until the following morning at 8 o'clock.

WEDNESDAY.

When court convened Wednesday morning prosecuting attorney Hill's answer was read and witnesses who were summoned the night before were examined. After hearing all the evidence the motion for a change of venue was overruled and the trial be-

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When court convened Wednesday morning prosecuting attorney Hill's answer was read and witnesses who were summoned the night before were examined. After hearing all the evidence the motion for a change of venue was overruled and the trial began. The defendant entered a plea of not guilty.

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Very little trouble was had in completing the jury on Thursday morning and it was composed of the following citizens: Wm. Cassell farmer, Lanty McNeel farmer unmarried; S. E. McNeel farmer, Joseph Pennell farmer, Samuel Moore merchant, John Grimes farmer, Scott Darnell lumberman, J. A. Beverage farmer, H. L. Kessler local preacher merchant, J. H. Beverage farmer, S. D. Hannah farmer, A. M. Collins farmer.

The whole day was taken up with the testimony, and at five thirty both sides rested and at seven the Judge instructed the jury, and from eight to eleven was given over to arguement of counsel. Attorneys, McNeel, McOlintic and Stephenson opening for the state followed by Senator Osenton for the defense and prosecuting attorney Hill closed.

The case was given to the jury

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The case was given to the jury at 11:15 and after being in their room until 12 o'clock, asked that they be allowed to retire. At eight o'clock Friday morning they again took up the case, and after three hours deliberation brought in a verdict of guilty with recommendation for imprisonment. Judge Bennett sentenced him to twenty years imprisonment at hard labor.

ARNOLD GLADWELL

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Is seventeen years old, lives in Staunton, but has been at Marlinton past 18 months. Knew Miss Bird, and on the 22nd day of May went with her to get flowers. Decided to go to Virginia to get married, and went to Warwick Ratliff's to stay all night. Saw Ratliff, who said it was all right. Came back for Miss Bird whom he left at the gate. Ratliff and Gay held whispered conversations. Prisoner played banjo and Gay danced. After helping around the house saw Ratliff and Gay

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held whispered conversations. Prisoner played banjo and Gay danced. After helping around the house, saw Ratliff and Gay saddling horses. Ratliff told them he was going to take Ona home, and Gay drove him off at the point of a pistol. Came to Marlinton and notified Sergeant Yeager.

ONA BIRD (the victim)

Lives in Marlinton and is sixteen years old. Had known Gladwell 17 months, but was not personally acquainted with Warwick Ratliff. On the 22nd of May had gone to Ratliff's farm with Gladwell with the intention of staying all night. Ratliff and Albert Gay were there and were drinking. Assisted them in washing dishes and cleaning up the kitchen. Ratliff got a horse and said he was going to take back her

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Is 35 years old and has been in the military for some time. He is a native of Marlinton and has been in the military since the 22nd of May. He is a heavy drinker and is reported to have been drinking as he had been drinking. Had met Gladwell and had asked him to go with him to the farm. About 10 o'clock he had seen Gladwell and was talking to her. Gladwell's woman had replied to him. Gladwell had found out that Gladwell was to be killed. Gladwell knew Gladwell was bringing Gladwell to have Gladwell run off.

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handed a pistol to Gay. Ratliff
said Gladwell was gone and was
never coming back and that Glad-
well intended leaving the country.
Was sold and had asked for Glad-
well's coat, but instead Gay
brought a blanket and a cover,
and put the blanket on her horse.
Witness asked prisoner why he
carried his gun and was told that
he felt sure he would need it.
Ratliff was continually swearing as
they came along the road. Pris-
oner stopped and replied to wit-
ness that he wanted to fix the
saddle. Took a chain from around
the horse's neck and led it to one
side. Asked him to fulfill his
promise to take her to her father.

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they came along the road. Prisoner stopped and replied to witness that he wanted to fix the saddle. Took a chain from around the horse's neck and led it to one side. Asked him to fulfill his promise to take her to her father. Prisoner grabbed her and said "_____, get off this horse!" Threw blankets on ground and pushed her down on them. Screamed for help. The witness then detailed the assault and rape which was committed upon her by the fiend at nine o'clock at night, on a desolate mountain top, a mile from habitation. Ratliff was continually listening for some one,

and said that he would kill Uriah Bird if he approached. Finally heard some one coming, and Ratliff jumped up and ran. Witness screamed, and when she saw her father, she cried, "Father, father, save me! Mr. Ratliff has ruined and almost killed me!"

On cross examination it was brought out that witness had gone with Gladwell for flowers and at the

with Gladwell for flowers and that they had decided to elope.

DR J. M. YEAGER

Is a physician and has been in practice 6 years. Examined Miss Bird on the night of May 22nd and found her in a state of nervous collapse. Found her much injured swollen and some hemorrhage.

URIAH BIRD.

Lives at Marlinton and is the father of Ona Bird, the prosecuting witness. Was away from home the 22nd of May, and upon his return found his daughter missing. Upon searching learned that she had gone with young Gladwell. He had just prepared for bed.

Lives at Marlinton and is the father of Ona Bird, the prosecuting witness. Was away from home the 22nd of May, and upon his return found his daughter missing. Upon searching learned that she had gone with young Gladwell. Had just prepared for bed, when notified of his daughter's whereabouts by Sergeant Yeager. Hurrying to Ratliff's place about a mile from his home he heard his daughter scream, and upon riding up sees her standing on a blanket, and Ratliff running off. Is terribly excited but remembers hearing his daughter cry. "Father, father, save me! Ratliff has ruined and almost killed me!" Tried to kill Ratliff, but was prevented by Yeager.

PARIS D. YEAGER.

Is 29 years old, and holds the position of Sergeant of Marlinton. Was notified of Ratliff's assault upon Miss Bird by Arnold Gladwell. Went to Mr. Bird and to

Is 29 years old, and holds the position of Sergeant of Marlinton, Was notified of Ratliff's assault upon Miss Bird by Arnold Gladwell. Went to Mr. Bird and together they went toward Ratliff's farm. A mile from the courthouse he heard a girl scream, and upon riding forward found Miss Bird standing on a blanket, and saw Ratliff running. Fired upon him and missed. Put Miss Bird up behind her father and was preparing to return, when Ratliff came up, and he arrested him. Afterward arrested Gay and Gladwell. Brought all to jail. Identified gun, clothing and other articles found upon the scene.

W. C. RATLIFF

Is 35 years old, raised in Bath, and has been a resident of Poca

Paris Yeager and Pat Simmons captured Asa George last Friday at the home of Arch George, his uncle, on Buckley Mountain. They tracked him through the snow to the house. He was hid in the attic when found. George was wanted at Hot Springs for stabbing a negro there. Yeager took the prisoner to the Bath county jail Saturday. The negro was still alive, when last heard from, with good prospects of his recovery.

Winton Messenger

DEVOTED TO THE INTERESTS OF POCAHONTAS COUNTY

WINTON, WEST VIRGINIA, MARCH 1, 1907

OF TREES.

and Wind and
Every Home.

on the farm,
as long

GOLD COINS TO BE CHANGED.

President Plans New Designs With the Aid of
Artist:

By order of the president, the
designs of the gold coins of the
United States will be changed

of the same size. Many towns
one paper that is probably
than either one of the papers
but after examining all our
pages we can find no two from
same town that are better or
extensively copied from by
papers than the two papers
led in Marlinton.
are not satisfied to be classed
the best papers of the state
the Messenger will put forth
effort in the future to gain
the reputation of being
at paper in the state. We
it can be done, but only by
the cash-in-advance sys-
d by the co-operation of
d every subscriber.

ould like to whisper into
of every young man in this
ity to shun the gambling
shall we sketch the history
gambler? Lured by bad
he finds his way into a
ere honest men ought
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esire of being thought
The players deal out the
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ame. A slight stake is
to add interest to the
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time. It would pay a town to
donate him \$5 and tell him to
move.

Arrested for Felony.

R. A. Walton, constable in Fall-
ing Spring district, Greenbrier
county, brought Arthur Hannah to
jail here yesterday. Hannah is
wanted on the charge of cutting
W. H. Darnell on Droop Mountain
the 4th of last October. A war-
rant was sworn out at the time be-
fore Squire Richardson and placed
in the hands of Constable Walton.

Hannah in the meantime had
fled to Alleghany county, Va. and
Walton got on his trail and follow-
ed him on to the head of Uglys
creek. Thinking that Hannah
would return to his old haunts and
not wanting to go to the trouble
and expense of getting out requis-
ition papers, Walton gave up the
trail. Hannah came back to Droop
Mt. last week and as soon as Wal-
ton heard of his return he started
after him again. Hannah had left
home before Walton got there and
had started presumably through
the country for Fayette county.
Walton overtook him in the Knobs
country back of Frankford and ar-
rested him. His case will be heard
before Squire Bird this afternoon.

Darnell is in a serious condition
at his home in Illinois. After the
cutting he was taken to the Hinton
Hospital where he was operated on
three times. He was cut in the
lungs and one lung is now entirely
gone. His physicians say he can-
not live longer than June. Han-
nah is a desperate character, and
has been in one or two cutting
scrapes before.

Mr. Walton is a staunch Repub-
lican and is one of Greenbrier's
best officials.

General History Examinations.

State Superintendent Miller an-
nounces for the benefit of those
desiring to take any of the uni-
versity examinations in 1907, the fol-
lowing division of the subject of
History:
Ancient History—Egyptian,
Persian History.
Medieval History—Grecian His-

J. J. Meton allowed \$10.00 for
supporting Paris May in Kanawha
county jail.

- A. C. Seiber allowed \$50.00 for
Levi Simmons patient confined in
the Asylum at Huntington.
- J. B. Siple witness fees allowed
\$5.00.
- J. A. Patterson, same \$5.00.
- L. J. Moore, same \$5.00.
- E. J. Boreman for ballot boxes
\$8.00.
- F. H. Warwick road supt. \$73.25.
- Jno. D. Gay road supt. \$89.33.
- J. C. Harper, road supt. \$36.00.
- A. M. Oliver justice fees and ex-
penses \$53.55.
- H. C. Hindman guard, quaran-
tine against smallpox \$73.50.
- W. L. Arbogast fees as witness
\$8.60.
- Marlinton Light and water Co.
for water furnished the court house,
rent &c \$40.00.
- J. C. Campbell lumber furnish-
ed. \$7.80.

Mrs. Emma Wetzel Waugh.

In the 34th year of her life, at
her home near Anthony, Feb. 28,
1907, Emma Wetzel Waugh, wife
of Leon Waugh, quietly passed from
beneath the burdens and toils of
this life to a rest in the home bey-
ond leaving to mourn her depart-
ure a husband, a mother, a sister
and three brothers. Mrs. Waugh
was a daughter of Mrs. Sallie Wet-
zel of Lewisburg, and prior to her
marriage had spent 14 years as a
teacher in the public schools of
Greenbrier county devoting her
earnings to the support of her
mother and the rest of the family,
she being the oldest member and
her mother, a widow, the burden
rested heavy upon her shoulders.
For over twenty years the deceas-
ed had been a constant and faith-

ful member of the M. E. Church
South and departed this life in the
fullness of christian faith.

While her life is only known to
a limited number of the people of
this county her husband, to whom
she has only been married about 8
months is well known as he was
raised on Stony Creek and for a
number of years run the Waugh
Mill where he was made many



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household effects of J. E. Surgeon who was moving from Seebert to Caldwell. Surgeon owed the Farmers Supply Co of that place an account. The agent for the company wishing to take legal proceedings to collect the account presented it to Mayor Patrick who issued an attachment and placed it in the hands of Sergeant Cochran who had the property in custody until Surgeon went before justice Curry and took the benefit of the Homestead law.

It is not generally known but nevertheless a fact that a mayor of a town or city has the same power as a justice except that he does not have the power of trying a case outside of his own jurisdiction. As ex officio justice Mayor

hunters or early settlers.

Pocahontas county was about to have another jail delivery last Monday night but the attempt was frustrated by jailor E-kridge just in the nick of time. He went in to lock the prisoners up and found Jack O'Brize hanging through a hole in the window. Jack was too broad shouldered and couldn't quite get through, a single bar preventing him. The prisoner had filed through a heavy bar of spring steel and had sawed off a number of rivets and thus made his escape from his cell. It is supposed the saw or file was taken in the jail by the two prisoners who were arrested at Durbin last week.

Jack Coughlin, the well known lumberman, narrowly escaped death one day last week near May. He was woods superintendent for a lumber company there and was watching several of his teams slid-

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The prisoners in the county jail who were sentenced to hard labor are now at work on the rock pile. When first taken out they all bucked except one — Frank Furbee — and refused to work. When the rain came up Tuesday evening Lincoln Cochran, who is guarding them, told them to go back to jail. Furbee and Church Waybright were the only two who went. "Smithy", "John Doe", Bill Craver and Jack O'Brine refused to go back unless a conveyance was furnished them. These four were then handcuffed and chained to a tree in such a position that they could neither sit down nor stand erect. At seven o'clock O'Brine and Craver were glad to knock under and go in but the other two stuck it out till nine o'clock when they were returned to jail. This

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Pearl Lamb Arrested.

On Thursday morning last, officer Culp, of Durbin, came to Monterey, and the rumor that he was here on business proved to be correct. Friday night he and Sheriff Arbogast located Pearly Lamb at the home of Robert Sprouse on Jackson River and roped him in as he was about to drop from an upstairs window.

Lamb was arrested some time ago in Pocahontas on the charge of raising a check from \$9.00 to \$29.00, and was placed in the Durbin lockup. He made his escape, however, and has been in Highland for some time.

The officers brought him to Monterey and locked him up until Saturday morning when he was taken back to Pocahontas. — Highland Recorder.

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estimated probably \$235,000 has been spent by the Thaw family, while the expense to the state has been in the neighborhood of \$80,000. In the district attorney's office it was stated that the trial has not cost the county over \$30,000. This does not include salaries and such expenses as come out of the general sessions fund. Conservative estimates give \$80,000 as probably the minimum cost to the state. The expenses Thaw has incurred in his own defense has been variously estimated as high as \$1,000,000. As a matter of fact he has probably not spent over the \$235,000 estimated. Neither Thaw nor any of his relatives can tell exactly, however, what the trial has cost. Thaw's alienists, it is said, have cost him \$45,000, and his attorneys \$145,000. To offset his expenses the jurors who have listened to the long drawn out trial paid at the rate

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again after being laid up a week
the result of a fall on his porch
last Thursday night. The porch
was covered with ice and in fall-
ing he had a small bone in his an-
kle broken.

Tony Bartlett, who was in jail
here on the charge of selling whis-
key, was released from custody a
few weeks since and was immedi-
ately taken in charge by Marshal
Dan Cunningham and taken to
Huntington where U. S. Court was
in session. There he was again
released. Yesterday he stopped
off here on his way to Durbin and
was again placed in jail on the old
charge.

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No. 144 last evening at Harter for throwing stones at the passenger train. Hodson is a one armed young man, 23 years of age and was begging in town a couple of days this week. He got on the blind baggage of the passenger train last evening at August siding but was discovered before the train got to Harter at which point he was put off the train. When the train pulled out again he threw three stones at the rear coach. The last one went through a window and hit a lady on the head. The train was backed down to the station, but Hodson was already in the hands of Boyd Siple and J. W. Murdock, members of the carpenter force who were working at Harter, and who had seen the act. Hodson was placed under arrest by Capt.

THE INTERESTS OF POCAHONTAS COUNTY

VIRGINIA, JUNE 7, 1907

and said that he would kill Uria
Bird if he approached. Fical
heard some one coming, and P
jumped up and ran. With
screamed, and when she saw
she cried. "Father, I

...sentenced to Twenty Years in the Penitentiary.

Twenty years in Moundsville penitentiary at hard labor was the penalty imposed upon Warwick Ratliff, the convicted assailant of Miss Ona Bird, the sixteen year old baby girl of Squire Uriah Bird of Marlinton. The jury deliberated on the case about four hours. Citizens received the verdict with great surprise as it was generally believed that the defendant would be pronounced guilty as indicted and given the most extreme penalty of the law, that of hanging in the penitentiary.

It is the consensus of opinion that former Senator Charles W. Osenton's oratory and thorough knowledge of legal jurisprudence saved Ratliff from swinging into eternity in expiation of his crime. Senator Osenton is a forceful speaker, a man of high ideals and principles with a most pleasing personality and delivery. With public sentiment and

stenographic record of the case and appeal the case for review by a higher tribunal.

It was rumored that nine men on the jury stood for conviction and three for acquittal. Later jurors stated that nine men held out for hanging Ratliff, two wanted to send him to the penitentiary and juror Collins from the upper end of the county wanted to free the prisoner.

There was considerable talk here of lynching Ratliff before the trial began, but Judge Bennett's threat to sit here during the remainder of his natural life to try and convict persons who talked of lynching has quieted the citizens. It is not believed any violence will be done Ratliff.

Brilliant and forceful speeches which will long be remembered by the 400 or more spectators in court were made by Attorneys

court, were made by Attorneys
McClintic, McNeil, John Stephen
son of Bath county, Va. Pros-
ecuting Attorney Frank Hill and
Senator Osenton's speech.

Mr. Osenton's speech was
wonderful. A more powerful
orator has never been heard in
this county. Miss Bird gave
evidence that would have con-
victed any man under ordin-
ary circumstances but Mr. Os-
enton gleaned little points
here and there, discrepancies
and contradictions now and then
and with them built up a most
powerful defense for his client. It
is rumored and not contradicted
that Mr. Osenton received a fee
of \$1,500 to defend Ratliff but he
earned every cent of the amount
by his earnest, sincere and un-
tiring efforts to prevent Ratliff
from being ushered into eternity

on the end of a rope.

No case in West Virginia has ever been conducted with the fairness, dispatch and expediency as this one was by Judge William R. Bennett of Fayette county. Ratliff's trial goes down in the annals of history as Pocahontas county's most famous criminal trial and it will likewise be remembered as the fairest, quickest and the most impartial and unbiased trial that Judge Bennett has ever presided over. Judge Bennett knows the law thoroughly and he enforced it with a rigid hand.

Mr. Osenton's point relative to certain of Miss Bird's underclothing which she says was torn from her person by Ratliff caused the jury to pause and finally agree upon a verdict of twenty years instead of hanging.

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the eyes of 400 spectators as he hurried to the jail.

Mr. Hill then formally announced that Messrs Stevenson, McNeil and McClintic would assist the prosecution.

A few moments later the sheriff reappeared in court, leading Ratliff who was trembling and excited. His hands were shackled and he was badly frightened as the crowd began moving about to get a glimpse of him. After his wrists were free Ratliff took a seat near attorney Osenton and looked at him. Mr. Osenton, Ratliff being brought in, Ratliff then prayed

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Wm. Irvine is at home on a visit
from the lumber camps near Win-
terburn.

Ned Hymes has started his milk
wagon again after having laid it off
for the winter.

J. Kenneth Mullin left Monday
evening for his home at Baltimore
after spending six months here in
various and sundry capacities.

A. D. Williams is in Elkins at-
tending a concatenation of the
"Hoo-Hoos." There are quite a
number of cats to be initiated to-
night.

H. S. Rucker has returned from
Charleston where he has been at-
tending the session of the Supreme
Court. The Paris May-case was
heard at this term and has been
submitted to the court upon brief.

Paris D. Yeager and Pat Sim-
mons received a

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Bank

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gang and four five dollar bills taken. The register was locked and while the proprietors were at dinner the boys entered by a window and took the money as stated. The boys were later caught with the money and most of it was gotten back. The boys freely told on one another, but the footprints in the snow outside the window where entrance was made showed the marks of a man which indicated that the boys had been persuaded to take the money. Who the man was, the boys will not state as they seem to be afraid of some punishment if they inform on him.

Encampment Instituted.

Pocahontas Encampment N.

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